

DAIRY71.001APC

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Schlothauer et al. )  
App. No. : 10/070,406 )  
Filed : March 6, 2002 )  
For : IMPROVED BIOACTIVE WHEY )  
PROTEIN HYDROLYSATE )  
Group Art Unit : 1644 )

SEQUENCE SUBMISSION STATEMENT

United States Patent and Trademark Office  
PO Box 2327  
Arlington VA 22202

Dear Sir:

This is in response to the Notification of Defective Response, mailed March 6, 2003. I hereby state that the amendments, made in accordance with 37 C.F.R. § 1.825(a) and included in the Substitute Sequence Listing submitted herewith, are supported in the application, and that the Substitute Sequence Listing does not include new matter.

I further state that the information recorded in the currently submitted copy of the computer-readable form of the substitute Sequence Listing is identical to the paper form of the substitute Sequence Listing submitted herewith as required in 37 C.F.R. § 1.825(b).

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: April 3, 2003

By: 

Andrew N. Merickel  
Registration No. 53,317  
Attorney of Record  
2040 Main Street, 14<sup>th</sup> Floor  
Irvine, CA 92614  
(415) 954-4114